

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Dec 14, 2023**

SEAN F. McAVOY, CLERK

DONNA LANGLEY,

Plaintiff,

v.

JAMES KIDDY,

Defendant.

No. 4:23-CV-05112-ACE

**ORDER TO DISMISS WITH  
PREJUDICE**

**BEFORE THE COURT** is Plaintiff's cause of action against Defendant James Kiddy. Plaintiff is proceeding *pro se*; Defendant Kiddy has not appeared.

On November 28, 2023, the Court reviewed the complaint and determined Plaintiff failed to state a short and plain statement of a claim showing she is entitled to relief with respect to Defendant Kiddy. *See* ECF No. 16. While the Court dismissed the Complaint *sua sponte* under Fed. R. Civ. P. 12 (b)(6), the Court afforded Plaintiff an opportunity to amend her complaint to state a claim as to Defendant Kiddy. *Id.* Plaintiff was permitted 14 days from the date of the order to submit an amended complaint; however, Plaintiff did not timely file an amended complaint or otherwise respond to the Court's order.

Accordingly, **IT IS HEREBY ORDERED** Plaintiff's action, in its entirety, is **DISMISSED WITH PREJUDICE**.

**IT IS SO ORDERED.** The District Court Executive is directed to file this Order, provide a copy to Plaintiff, and **CLOSE THE FILE**.

DATED December 14, 2023.



A handwritten signature in blue ink that reads "Alexander C. Ekstrom".

ALEXANDER C. EKSTROM

UNITED STATES MAGISTRATE JUDGE